

RECEIVED

002/007

JUL 02 2010

OFFICE OF PETITIONS

ELECTRONIC TRANSMISSION**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Appl. No. : 10/051,870 Confirmation No. : 7930
Applicant : Timothy Machold
Filed : 1/16/2002
Art Unit : 3763
Patent No. : 7,077,825
Issue Date : 07/18/2006

Docket No.: : RADME-58551
Customer No. : 24201

BOX M FEE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**PAYMENT OF DEFICIENT MAINTENANCE FEE AND
LOSS OF SMALL ENTITY STATUS UNDER 37 C.F.R. §1.28(c)**

Dear Sir:

In a communication electronically filed May 17, 2010 (EFS ID 7629438), Applicant/Owner notified the U.S. Patent and Trademark Office, in accordance with the requirements under 37 C.F.R. § 1.27(g)(2), that it is no longer entitled to small entity status as of May 6, 2010.

Applicant/Owner recently discovered that a payment of deficiency is owed under 37 C.F.R. §1.28(c) for the subject patent. The deficiency owed, resulting from the previous erroneous payment of small entity fees, is being submitted electronically by credit card payment with this communication.

06/30/2010 MEXAGURA 00000077 7077825

01 FC:1559

490.00 0P

FULWIDER • PATTON LLP

HOWARD HUGHES CENTER
6060 CENTER DRIVE, TENTH FLOOR
LOS ANGELES, CALIFORNIA 90045
(310) 824-5555 • (310) 824-9696 FAX

RECEIVED
JUL 02 2010
OFFICE OF PETITIONS

FACSIMILE TRANSMISSION

Date: June 28, 2010

Telephone

Facsimile

To: MAINTENANCE FEE
USPTO

571-273-6500

CONFIDENTIALITY NOTICE

THE DOCUMENTS ACCOMPANYING THIS TELECOPY TRANSMISSION CONTAIN CONFIDENTIAL INFORMATION BELONGING TO THE SENDER WHICH IS LEGALLY PRIVILEGED. THE INFORMATION IS INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY NAMED ABOVE. IF YOU ARE NOT THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISCLOSURE, COPYING, DISTRIBUTION OR THE TAKING OF ANY ACTION IN RELIANCE ON THE CONTENTS OF THIS TELECOPIED INFORMATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS TELECOPY IN ERROR, PLEASE IMMEDIATELY NOTIFY US BY TELEPHONE TO ARRANGE FOR RETURN OF ORIGINAL DOCUMENTS TO US.

From: John K. Fitzgerald

Re: U.S. Patent No. 7077825
Payment of Maintenance

Client/Matter: RADME-58551

Number of pages (Incl. this page): 7

If You Do Not Receive All Pages, Please Call V. Monica Mandel at (310) 824-5555, Ext. 715

☐ Original to follow ☒ Original will NOT follow

COMMENTS/MESSAGE:

Attached are the following:

1. Payment of Deficient Maintenance Fee and Loss of Small Entity Status Under 37 CFR 1.28(c)
2. Credit Card Payment Form PTO-2038
3. Acknowledgement Receipt-7629438
4. Notification of Loss of Entitlement to Small Entity Status 37 CFR 1.27(g)(2)

The calculation of the deficiency is shown below:

Filing Date of Original Paper/Fee	Type of Fee Paid	Column A Current fee amount as a large entry	Column B Amount originally paid	Deficiency (based on current fee amount) (Col. A minus Col. B)
01/19/2010	4 th year Maintenance Fee	\$980	\$490	\$490
			TOTAL	\$490

The Commissioner is authorized to credit any overpayment or charge any additional fees in this matter to our Deposit Account No. 06-2425.

Date: June 28, 2010

Respectfully submitted,

FULWIDER PATTON LLP

By: /john k. fitzgerald/
John K. Fitzgerald
Registration No. 38,881

JKF:vmm
Howard Hughes Center
6060 Center Drive, Tenth Floor
Los Angeles, CA 90045
Telephone: (310) 824-5555
Facsimile: (310) 824-9696
407393.1

Patent Electronic Filing

Page 1 of 2

Acknowledgement ReceiptThe USPTO has received your submission at **19:53:59** Eastern Time on **17-MAY-2010**.

No fees have been paid for this submission. Please remember to pay any required fees on time to prevent abandonment of your application.

eFiled Application Information

EFS ID	7629438
Application Number	10051870
Confirmation Number	7930
Title	METHOD FOR GASTRIC COOLING USING BALLOON CATHETER
First Named Inventor	Paul M. Stull
Customer Number or Correspondence Address	24201
Filed By	John Kenneth Fitzgerald/V. Monica Mandel
Attorney Docket Number	RADME-58551
Filing Date	16-JAN-2002
Receipt Date	17-MAY-2010
Application Type	Utility under 35 USC 111 (a)

RECEIVED
JUL 02 2010
OFFICE OF PETITIONS

Application Details

Submitted Files	Page Count	Document Description	File Size	Warnings
LOSS_SMALL_ENT_RADME-58551.pdf	1	Miscellaneous Incoming Letter	49287 bytes	◆ PASS

This Acknowledgement Receipt evidences receipt on the noted date by the USPTO of the indicated documents, characterized by the applicant, and including page counts, where applicable. It serves as evidence of receipt similar to a Post Card, as described in MPEP 503.

New Applications Under 35 U.S.C. 111

If a new application is being filed and the application includes the necessary components for a filing date (see 37 CFR 1.53(b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application.

National Stage of an International Application under 35 U.S.C. 371

If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 Indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.

New International Application Filed with the USPTO as a Receiving Office

If a new international application is being filed and the international application includes the necessary components for an international filing date (see PCT Article 11 and MPEP 1810), a Notification of the International Application Number and of the International Filing Date (Form PCT/RO/105) will be issued in due course, subject to prescriptions concerning national security, and the date shown on this

Patent Electronic Filing

Page2of2

Acknowledgement Receipt will establish the international filing date of the application.

If you need help:

- *Call the Patent Electronic Business Center at (866) 217-9197 (toll free) or e-mail EBC@uspto.gov for specific questions about Patent e-Filing.*
- *Send general questions about USPTO programs to the [USPTO Contact Center \(UCC\)](#).*
- *If you experience technical difficulties or problems with this application, please report them via e-mail to [Electronic Business Support](#) or call 1 800-786-9199.*

ELECTRONIC TRANSMISSION**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Appl. No. : 10/051,870
Applicant : Timothy Machold
Filed : 1/16/2002
Art Unit : 3763
Patent No. : 7,077,825
Issue Date : 07/18/2006

Confirmation No. : 7930

Docket No.: : RADME-58551
Customer No. : 24201

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RECEIVED
JUL 02 2010
OFFICE OF PETITIONS

**NOTIFICATION OF LOSS OF ENTITLEMENT TO
SMALL ENTITY STATUS (37 C.F.R. §1.27(g)(2))**

Dear Sir:


Applicant hereby notifies the U.S. Patent and Trademark Office, in accordance with the requirements under 37 C.F.R. § 1.27(g)(2), that it is no longer entitled to small entity status as of May 6, 2010.

If any fees are required, please charge our Deposit Account No. 06-2425.

Date: May 17, 2010

Respectfully submitted,

FULWIDER PATTON LLP

By: /john k. fitzgerald/ 
John K. Fitzgerald
Registration No. 38,881

JKF:vmm
Howard Hughes Center
6060 Center Drive, Tenth Floor
Los Angeles, CA 90045
Telephone: (310) 824-5555
Facsimile: (310) 824-9696
401466.1